IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 1856 OF 1990

M/s. Reckitt & Colman of India Ltd. .. Plaintiffs

Versus

M/s. Medicross Pharmaceuticals Pvt.Ltd.. Defendants

Mr.H.J.Engineer i/b. Gordhandas & Fozdar for Plaintiffs.

None for Defendants.

CORAM: S.K.SHAH,J.

DATE : 13th July,2006.

P.C.

1. The learned Counsel for the Plaintiffs states that he is not pressing for damages.

2. This is an undefended suit. The suit is for injunction against the defendants rstraining them from infringing the plaintiffs' registered trade mark. The plaintiffs have filed the affidavit of evidence as also the documents in support of the claim. The suit has to be decreed in view of the provisions of Order VIII Rule 10 of the C.P.C.

3. The suit is therefore decreed in terms of prayer clauses (a) and (b). Decree be drawn accordingly.

(S.K.SHAH,J.)